



Attorney Docket No. SYNGEN/0069

**PATENT**  
**RECEIVED**

AUG 22 2002

TECH CENTER 1600/22

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Chiarello, *et al.*  
Serial No.: 09/344,226  
Filed: 06/25/99  
Entitled: Rhodamine-Based Fluorophores Useful As Labeling Agents

Art Unit: 1626  
Examiner: Solola. T.

**PRELIMINARY AMENDMENT**

Assistant Commissioner for Patents  
Washington, D.C. 20231

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)**

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Dated: August 5, 2002

By:   
Thomas W. Brown

Sir or Madam:

Please enter the following on the record in response to the above cited Office Action mailed on February 5, 2002. Attached please find a petition for a three month extension of time and a Request For Continued Examination.

A clean version of the rewritten or added claims with instructions for entry pursuant to 37 C.F.R. § 1.121(c)(1)(i) is included beginning on page two of this communication. A marked-up version of the rewritten claims pursuant to 37 C.F.R. § 1.121(c)(1)(ii) is attached as Appendix I. A clean version of the entire set of pending claims pursuant to 37 C.F.R. § 1.121(c)(3) as they should appear following entry of this amendment is attached as Appendix II.